

PROB 12B  
(7/93)

**United States District Court**  
**for**  
**District of New Jersey**  
**Request for Modifying the Conditions or Term of Supervision**

Name of Offender: Jimmy Lee Baxley

Cr.: 08-CR-870(D/NJ)  
PACTS Number: 27943

Name of Sentencing Judicial Officer: Honorable Charles R. Simpson III, U.S.D.J.(WD/KY); re-assigned via transfer of jurisdiction on 11/24/08 to the Honorable Stanley R Chesler, U.S.D.J

Date of Original Sentence: 06/17/02

Original Offense: Possession with Intent to Distribute Heroin

Original Sentence: 92 months custody; 3 years supervised release; Special Condition: drug aftercare.

Type of Supervision: Supervised Release

Date Supervision Commenced: 08/19/07

**PETITIONING THE COURT**


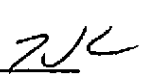
- [ ] To extend the term of supervision for \_\_\_\_\_ Years, for a total term of \_\_\_\_\_ Years.  
[X] To modify the conditions of supervision as follows. The addition of the following special condition(s):

The defendant shall refrain from the illegal possession and/or use of drugs and shall submit to urinalysis or other forms of testing to ensure compliance. It is further ordered that the defendant shall submit to drug treatment, on an outpatient or inpatient basis, as directed by the U.S. Probation Office. The defendant shall abide by the rules of any program and shall remain in treatment until satisfactorily discharged with the approval of the U.S. Probation Office.

**CAUSE**

The offender has tested negative for illicit drugs. His score on the Texas Christian University Drug Screen II (a standardized test used by the U.S. Probation Department to assess substance abuse treatment needs) was zero. A score of zero indicates a minimal risk for substance abuse. Therefore it is respectfully requested that the drug testing condition be removed.

Respectfully submitted,

By:   
Kevin J Mullens  
Senior U.S. Probation Officer  
Date: 01/27/09 

**THE COURT ORDERS:**

- ☒ The Modification of Conditions as Noted Above  
[ ] The Extension of Supervision as Noted Above  
[ ] No Action  
[ ] Other

  
\_\_\_\_\_  
Signature of Judicial Officer

  
\_\_\_\_\_  
Date

UNITED STATES DISTRICT COURT  
PROBATION OFFICE  
DISTRICT OF NEW JERSEY

CHRISTOPHER MALONEY  
CHIEF PROBATION OFFICER

THOMAS S. LARSON  
SUPERVISING PROBATION OFFICER

January 27, 2009

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The Honorable Stanley R. Chesler  
United States District Judge  
Frank R. Lautenberg U.S. Post Office and Courthouse  
Room 417  
P.O. Box 999  
Newark, New Jersey 07101-0999

RE: BAXLEY, Jimmy Lee  
Dkt. No.: 08-CR-870

REQUEST TO MODIFY THE  
CONDITIONS OF SUPERVISION

Dear Judge Chesler:

On June 17, 2002, the offender appeared before The Honorable Charles R. Simpson III, in the Western District of Kentucky, for sentencing upon being convicted of a possession with intent to distribute heroin offense. On said date, Baxley was sentenced to ninety-two (92) months custody, and three (3) years of supervised release. The offender was also ordered to pay a \$100 special assessment, which has been satisfied, and to comply with the special condition of drug aftercare.

Baxley was released from custody on August 19, 2007, and has been supervised by our office to date. On November 24, 2008, Your Honor accepted jurisdiction of the offender's case.

Since his release to the community, Baxley has maintained a stable residence, remained gainfully employed, and appears to be leading a law-abiding lifestyle.

Baxley has abstained from drug use, as evidenced by negative random urine specimens collected to date. His score on the Texas Christian University Drug Screen II (a standardized test used by the U.S. Probation Department to assess substance abuse treatment needs) was zero. A score of zero indicates a minimal risk for substance abuse. Therefore it is respectfully requested that the drug testing condition be removed.

Should Your Honor require additional information or wish to discuss the matter further the undersigned officer is available at (973) 357-4081 at your convenience.

Very truly yours,

CHRISTOPHER MALONEY, Chief  
U.S. Probation Officer

  
By: Kevin J. Mullens  
Senior U.S. Probation Officer

/kjm

7/14